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IMF APPROVES ECONOMIC PROGRAM, GRANTS FINANCIAL AID

FL090333 Mexico City NOTIMEX in Spanish 0243 GMT 9 Sep 86

[Text] Mexico, 8 Sep (NOTIMEX) -- The Mexican Finance and Public Credit Secretariat has reported that the executive director of the IMF has agreed to support Mexican President Miguel de la Madrid's economic program and has placed at the disposition of the Mexican Government a special draft right (derechos especiales de giro) of 1.4 billion (approximately \$1.6 billion) to be disbursed during the next 18 months. These resources can be used after negotiations with different Mexican creditors become more concrete. The creditors have been awaiting the IMF decision. It is expected that this program will become effective 29 September.

PROCEEDINGS SUSPENDED IN U.S. DEA AGENT'S CASE

PA081800 Mexico City EXCELSIOR in Spanish 5 Sep 86 pp 5a, 30a

[Report by Tomas Cano Montufar]

[Text] The legal proceedings in Guadalajara concerning the injuries against DEA Agent Victor Cortez have been suspended because Judge Oscar Vasquez Marin does not have enough evidence to order the arrest of 11 Jalisco judicial policemen, who are presumably the ones responsible for the assault. The Mexican authorities need a declaration by Cortez, but he has not made one.

Likewise, it was learned that the Mexican authorities are willing to take legal action against Cortez, because it is thought that he was carrying firearms, which should be exclusively carried by members of the Armed Forces. The Jalisco authorities are interested in punishing crimes committed in Mexican territory, but the country's Attorney General's Office only said that "the weapons were inside the car used by Cortez. The Federal Public Ministry should not be concerned with determining who is responsible for the crime."

Mexican Attorney General's Office (PGR) sources reported that Vasquez Marin, judge of the First District Court in Jalisco, will determine whether Cortez is guilty of firearms possession or not. He will base his decision on evidence presented at the proceedings.

The PGR withdrew from the case completely. The PGR stated: "Our investigation is over, and the case is on the hands of a judge now." The judge, according to bilateral rules established for these cases, will present a "petition" to the U.S. judicial authorities informing Cortez that he has to appear in court in Guadalajara.

That is why Judge Vasquez Marin has not ordered the arrest of the 11 Jalisco judicial policemen; the sole legal advancement made on the case is an incomplete investigation that was sent to the court, while the alleged authors of the crime are free.

Reliable sources told EXCELSIOR that narcotics agents are personnel attached to the embassies and general consulates, and as such, they do not enjoy diplomatic immunity. There are special clauses that place limitations on their stays in Mexico.

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Mexican authorities are also reviewing the agreements that justify the presence of DEA agents in Mexico, and they have not yet found any specifications granting diplomatic immunity to the narcotics agents.

The corresponding governments grant diplomatic immunity to its officials, and it is up to the Mexican Foreign Ministry to accept and grant those courtesies or not.

For that reason, it is thought that narcotics agent Victor Cortez can be arrested and prosecuted for illegal firearms possession.

#### COURT REJECTS PAN PETITION TO ANNUL ELECTIONS

PA081850 Mexico City EL NACIONAL in Spanish 5 Sep 86 p 1

[Text] The Supreme Court of Justice has rejected a petition to invalidate the elections for governor in Chihuahua. The appeal presented by the National Action Party is "plainly irrelevant," the court said.

The unanimous ruling of the court officials is based on the fact that "there is no provision in the law for a petition such as this."

An official communique explains that paragraph 4 of Article 97 of the Constitution authorizes the Supreme Court to acknowledge violations of the public vote, "but only in those cases in which it considers that the legality of the entire electoral process of any of the powers of the union could be questioned."

Because Article 41 of the Constitution states that the people may exercise their rights through these powers and through those of the state in local matters, "it is evident those powers cannot be exercised in state elections."

The Supreme Court considered irrelevant the hypothesis that the appeal is valid under the terms of Article 60 of the Constitution and of Article 235 of the Federal Law on Political Organizations and Electoral Process.

Finally, the Supreme Court noted that Article 57 of the Federal Code of Civil Proceedings states that "the courts will not allow plainly ill-intentioned and irrelevant incidents, appeals, or promotions."

#### PEMEX DIRECTOR BETETA ON OIL MARKET RECOVERY

PA051736 Mexico City XEW Television Network in Spanish 1300 GMT 5 Sep 86

[Report by Rita Ganem -- passages within quotation marks recorded]

[Text] Pemex General Director Mario Ramon Beteta has said that the international oil market has shown a considerable recovery, and that, perhaps, in the near future, the market will achieve a supply - demand balance, which will lead to reasonable prices.